

Applicant: Francke et al.
Application No.: 10/559,158

Remarks

Claims 1 to 16, and 21 to 26 are pending in the application. Claims 17 to 20 are canceled and new claims 21 to 26 are added. Claims 1 to 20 were rejected, and the drawings and specification were objected to.

This amendment is in response to a January 26, 2009 official action that was not mailed to Undersigned Counsel's current address, and was not obtained by Undersigned Counsel until after an August 17, 2009 Notice of Abandonment was mailed to the proper address. No telephone call from the examiner was received by Undersigned Counsel regarding a missed deadline for responding to the January 26, 2009 official action. For the reasons stated in the Petition to Revive filed herewith, Applicants believe the application lapsed through no fault of their own and believe that this amendment should be entered, after the Petition to Revive has been granted.

Drawings

The enclosed drawing is *not* a new or a replacement sheet. It was filed with the original application. It would be helpful if the examiner would explain why it was believed that no drawing had been submitted, as indicated at page 2 of the action.

Specification

Applicants submit herewith a marked-up specification and a substitute specification. Paragraph numbering and section titles have been included in these specifications for convenience; references in the description to the claims have been deleted; and minor grammatical errors have been corrected.

No new matter has been added.

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Claim Rejections

35 U.S.C. §101

The claims were rejected as not reciting any method steps. The claims are amended herein to recite method steps, and this rejection is believed to be traversed.

35 U.S.C. §112

The claims were rejected as being indefinite for the reasons stated at pages 3 and 4 of the Action. Appropriate amendments have been made. Applicants respectfully submit that claims as amended traverse the §112 rejections made in the Action.

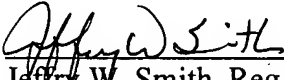
35 U.S.C. §102(b)

Claims 17 to 20 were rejected as being anticipated by Westfalia DE 101 31442. Claims 17 to 20 are canceled, and the rejections are now moot.

Conclusion

For the foregoing reasons, Applicants respectfully request that the Amendment be entered and this case be examined on its merits.

Respectfully submitted,


Jeffrey W. Smith, Reg. No. 33455
Attorney for Applicant
SMITH LAW OFFICE
8000 Excelsior Drive, Suite 301
Madison, WI 53717
(608) 824-8300